Court No.2

Writ Petition No.804 (M/S) of 2002

M/s Jeevan Das Achcharja Lal
And another ……. Petitioners

Versus

I Fast Track Court/ A.D.J
Roorkee and another. ……. Respondents

……

Hon'ble P. C. Verma, J.

Heard learned counsel for the parties. They agree that the petition may be disposed of finally.

The writ petition has been filed challenging the order dated 07.10.2002 passed by the Additional District Judge, Roorkee (District Haridwar) in Rent Control Appeal No.109 of 2001 rejecting the application of respondents/petitioners for granting permission to produce the documents as additional evidence.

According to the learned counsel for the petitioners, the documents are necessary for adjudication of the dispute raised in the suit. The appellate court erroneously rejected the application.

Sri A.K Sharma, learned counsel for the respondent No.2 submits that he has no objection in case the documents are summoned and taken on record before the disposal of the appeal.

In view of this statement given by learned counsel for the respondent No.2 the writ petition is disposed of with the direction that the appellate court shall allow the application of respondents/petitioners and shall permit to produce the documents.

The order impugned is accordingly set aside. The petition is disposed of finally.

(P. C. Verma, J.)

24.10.2002
P.Singh